

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

July 22, 2002

- C039224 THE PEOPLE v. KING (Not for Publication)**
The judgment is modified to impose a \$50 criminal laboratory analysis fee, a \$50 state penalty assessment, and a \$35 county penalty assessment. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.
CALLAHAN, J.
We concur: Blease, Acting P.J.
Raye, J.
- C038339 JORDAN et al. v. CALIFORNIA DEPARTMENT OF MOTOR VEHICLES et al.**
C038343 STATE OF CALIFORNIA et al. v. JORDAN et al.
C038735 ANDAL et al. v. MILBERG, WEISS, BERSHAD, HYNES & LERACH et al.
(Certified for Publication)
The order vacating the arbitration award is affirmed. The trial court is directed to order a new arbitration before a new panel of arbitrators, in which the award shall not exceed \$18, 194, 319.92 plus interest at the rate of 10 percent from July 27, 1998 (Code Civ. Proc., § 685.010). The judgment of dismissal in the And al action is affirmed. The State shall recover its costs on appeal from Attorneys; the other parties shall bear their own costs.
MORRISON, J.
We concur: Sims, Acting P.J.
Nicholson, J.
- C035449 ARIF et al. and RICE et al. v. DURAND et al.**
BY THE COURT:
Appellants' petition for rehearing is denied.
NICHOLSON, Acting P.J.

July 23, 2002

- C039728 THE PEOPLE v. FILCHAK (Not for Publication)**
The appeal is dismissed.
BLEASE, Acting P.J.
We concur: Davis, J.
Morrison, J.
- C036071 BANK OF AMERICA NT&SA v. BOGETTI & SONS et al.**
(Not for Publication)
The judgment is affirmed.
HULL, J.
We concur: Nicholson, Acting P.J.
Kolkey, J.

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THIRD APPELLATE DISTRICT**

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The Minutes

JULY 23, 2002, continued

- C037573 CUELLAR v. ALLISON (Not for Publication)**
The judgment is reversed. The matter is remanded to the trial court with directions to vacate its order granting, and to enter a new order denying, defendant's motion for summary judgment. Plaintiff shall receive his costs on appeal.
HULL, J.
We concur: Blease, Acting P.J.
 Nicholson, J.
- C039584 In re ALEXANDER B.; DEPARTMENT OF HEALTH AND HUMAN SERVICES
v. JOANNA B. et al.
BY THE COURT:**
Appellant Joanna B.'s petition for rehearing is granted. The decision filed on June 27, 2002, is vacated.
SCOTLAND, P.J.

July 24, 2002

- C036548 THE PEOPLE v WESLEY (Not for Publication)**
The judgment is modified to reflect the imposition of a \$10,000 fine pursuant to Penal Code section 1202.45. That fine is stayed unless parole is revoked. As modified, the judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect this modification, and to send a certified copy of the amended abstract to the Department of Corrections.
DAVIS, J.
We concur: Sims, Acting P.J.
 Morrison, J.
- C038084 THE PEOPLE v. O'NEAL (Not for Publication)**
The judgment is modified by striking the \$400 restitution fine imposed by the trial court. The \$100 restitution fine imposed as a condition of probation is modified to \$200 and remains in force. The suspended parole revocation fine is reduced to \$200. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment in accordance with this disposition and deliver a certified copy to the Department of Corrections.
DAVIS, Acting P.J.
We concur: Nicholson, J.
 Callahan, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

JULY 24, 2002, continued

- C039405 THE PEOPLE v. SANCHEZ (Not for Publication)**
Defendant's conviction under count three for possession of methamphetamine (Health & Saf. Code, § 11377, subd. (a)) is reversed...The trial court is directed to send a certified copy of the abstract to the Department of Corrections.
KOLKEY, J.
We concur: Davis, Acting P.J.
 Morrison, J.
- C039839 THE PEOPLE v. SPENCER (Not for Publication)**
The judgment is modified to provide for a \$50 criminal laboratory analysis fee (Health & Saf. Code, § 11372.5) and state and county penalty assessments of \$85. (Pen. Code, § 1464; Gov. Code § 76000.) As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.
KOLKEY, J.
We concur: Sims, Acting P.J.
 Morrison, J.
- C040179 THE PEOPLE v. BLAKE (Not for Publication)**
The appeal is dismissed.
KOLKEY, J.
We concur: Sims, Acting P.J.
 Morrison, J.
- C039874 In re BLAKE C. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. MARY A. (Not for Publication)**
The appeal is dismissed. Instead, the appeal is treated as a petition for an extraordinary writ and is denied.
KOLKEY, J.
We concur: Sims, Acting P.J.
 Morrison, J.
- C040143 In re MATTHEW L.; PLACER COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. KAREN L. (Not for Publication)**
The juvenile court's orders are affirmed.
KOLKEY, J.
We concur: Sims, Acting P.J.
 Morrison, J.

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July 25, 2002

C033180	THE PEOPLE v. CANODY The judgment is affirmed. <div style="padding-left: 60px;">DAVIS, Acting P.J.</div> We concur: <div style="padding-left: 60px;">Nicholson, J. Morrison, J.</div>	(Not for Publication)
C039779	RICHMOND AMERICAN HOMES OF NORTHERN CALIFORNIA, INC. v. AIR DESIGN, INC. et al. and KENYON CONSTRUCTION, INC. <div style="text-align: right;">(Not for Publication)</div> The order disqualifying the Wood firm is affirmed. <div style="padding-left: 60px;">NICHOLSON, Acting P.J.</div> We concur: <div style="padding-left: 60px;">Raye, J. Kolkey, J.</div>	
C035718	WHEATLAND FARMS, LLC v. CONAGRA, INC. <div style="text-align: right;">(Not for Publication)</div> THE COURT: It is ordered that the opinion filed herein on July 1, 2002, be modified as follows...This modification does not change the judgment. The petition for rehearing is denied. FOR THE COURT: <div style="padding-left: 60px;">Morrison, Acting P.J. Kolkey, J. Robie, J.</div>	
C041190	GRANT v. CITY OF SACRAMENTO et al. BY THE COURT: Respondent's motion to dismiss the appeal is granted. The appeal filed May 20, 2002, is dismissed. (See Calif. Rules of Court, rule 41(c).) <div style="padding-left: 60px;">BLEASE, Acing P.J.</div>	
C041354	COUNTY OF YOLO etc. et al. v. LYNCH BY THE COURT: Appellant's motion to reinstate the appeal is granted...The trial court clerk is directed to proceed with the preparation of the record on appeal in accordance with the California Rules of Court. <div style="padding-left: 60px;">NICHOLSON, Acing P.J.</div>	

**COURT OF APPEAL
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The Minutes

July 26, 2002

C038014	THE PEOPLE v. MARTINEZ	(Not for Publication)
	The judgment is affirmed.	
	RAYE, J.	
	We concur: Blease, Acting P.J.	
	Robie, J.	